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Commissioner for Patents, P.O. Box 1450

Alexandria, VA 22313 on June 8, 2006.

Patent Application

Docket No. GJE-7631

Serial No. 10/535,609

David R. Saliwanchik  
David R. Saliwanchik, Patent Attorney

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Ian C. Bathurst *et al.*

Serial No. : 10/535,609

Conf. No. : 7257

Filed : May 19, 2005

For : Composition and Method for Treating Inflammatory Diseases Using Protease Inhibitors

Mail Stop PCT/MISSING REQUIREMENTS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Sir:

A Petition and Fee for a four-month Extension of Time accompany this Transmittal Letter.

The Applicants received a Notification of Missing Requirements Under 35 U.S.C. 371 from the United States Designated/Elected Office (DO/EO/US), dated December 9, 2005 in the above-referenced patent application. The Notification requests that the applicants submit an executed Declaration and Power of Attorney forms.

Docket No. GJE-7631  
Serial No. 10/535,609

Transmitted herewith are two executed Declaration (37 CFR 1.63) and Power of Attorney forms for the subject patent application. Please note that co-inventors Ian C. Bathurst, Philip A. Pemberton, David J. Sundin and Philip J. Barr have refused to sign the Declaration for this case. Also attached herewith is a Petition to File Application Without Signature of Joint Inventor with authorization to charge petition fee.

Please charge the surcharge of \$130 for the late-filed Declaration (37 CFR 1.63) to Deposit Acct. No. 19-0065. The Commissioner is hereby authorized to charge any additional fees that may be required to Deposit Account No. 19-0065. Two copies of this letter are enclosed.

Respectfully submitted,

06/16/2006 ATRAN1 00000133 190065 10535609  
02 FC:1617 130.00 DA



David R. Saliwanchik  
Patent Attorney  
Registration No. 31,794  
Phone No.: 352-375-8100  
Address : PO Box 142950  
Gainesville, FL 32614-2950

DRS/la

Attachments: Two Executed Declaration (37 CFR 1.63) and Power of Attorney forms;  
Petition to File Application Without Signature of Joint Inventor; and  
Copy of Notice to File Missing Requirements



## UNITED STATES PATENT AND TRADEMARK OFFICE

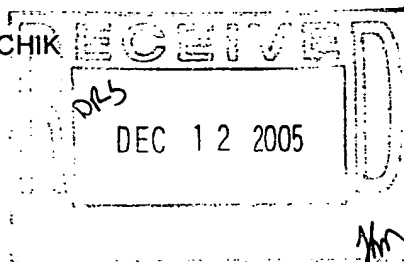
UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-----------------------------|-----------------------|------------------|
| 10/535,609                  | Ian C Bathurst        | GJE-7631         |

|                               |               |
|-------------------------------|---------------|
| INTERNATIONAL APPLICATION NO. |               |
| PCT/GB03/05049                |               |
| I.A. FILING DATE              | PRIORITY DATE |
| 11/20/2003                    | 11/20/2002    |

23557

SALIWANCHIK LLOYD & SALIWANCHIK  
 A PROFESSIONAL ASSOCIATION  
 PO BOX 142950  
 GAINESVILLE, FL 32614-2950



CONFIRMATION NO. 7257

371 FORMALITIES LETTER



\*OC000000017601727\*

Date Mailed: 12/09/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/19/2005
- Copy of the International Search Report filed on 05/19/2005
- Copy of IPE Report filed on 05/19/2005
- Copy of Annexes to the IPER filed on 05/19/2005
- Preliminary Amendments filed on 05/19/2005
- Information Disclosure Statements filed on 11/02/2005
- Oath or Declaration filed on 05/19/2005
- Request for Immediate Examination filed on 05/19/2005
- U.S. Basic National Fees filed on 05/19/2005
- Priority Documents filed on 05/19/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of **\$150** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$280** for a Large Entity:

- **\$130** Surcharge.
- Total additional claim fee(s) for this application is **\$ 150**
  - **\$150** for **13** total claims over 20.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DARRELL C COTTMAN

Telephone: (703) 308-9140 EXT 203

#### PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/535,609                  | PCT/GB03/05049                | GJE-7631         |